IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 13318 of 2005

Between:

R.R.K. Aravind S/o. R.V. Ramana
R/o. 3-451, 3rd Floor L.B.S. Road
Piler, Chittoor District.

..... PETITIONER

AND

1. Bharat Petroleum Corporation Ltd.,

Represented by its Commissioner

and Managing Director, Bharat Bhavan,

4 & 6, Currimbhoy Road, Ballard Estate, Mumbai.
2 General Manager (Retail),

Bharat Petroleum Corporation Ltd.,
Southern Region No.1, Ranganatha Gardens,

Anna Nagar (West) Chennai.
3 Area Marketing Manager,

Bhart Petroleum Corporation Ltd.,
No.45-A, Sarojani Devi Road Secunderabad
4 Territory Manager (Retail)

Bhart Petroleum Corporation Ltd.,
24/1629, 1st Floor, S.M.Towers, Dargamitta, Nellore.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the Memo.Ref.AMM/DSO, dt.30-05-2005 rejecting the application for retail dealership out-let at Mallavaram, Chittoor District on the

grounds of proof of age and educational qualification are not submitted as illegal, arbitrary and unconstitutional since the petitioner already submitted Secondary School Certificate and consequently direct the Respondents to interviewed the petitioner on 24-06-2005 or onwards and appoint the petitioner as Dealer if he is qualified and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice.

Counsel for the Petitioner: MR.G.DASARADHA RAMI REDDY

Counsel for the Respondents : MR.O.MANOHER REDDY

The Court at the admission stage made the following :

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ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the respondents in rejecting the application of the petitioner made for proposing Retail Dealership Out-let.

According to the petitioner, he is one of the applicants for allotment of the retail out-let at Mallavaram, Chittoor District. He has submitted his application, enclosing all the required enclosures to prove the age, educational qualification and other requirements. However, the respondents, without considering the application of the petitioner, proposed to re-notify it. Hence, the present writ petition.

As it is a matter of verification, the respondents are directed to produce the file, when it was represented that the petitioner has not fulfilled the requirements and in view of the non-availability of any of the eligible candidates, the respondents have decided to re-notify it.

In pursuance of the directions of this Court, the file containing the application of the petitioner is placed before this Court. The checklist prepared by the respondents clearly shows that the petitioner did not submit any document in proof of the age as well as the educational qualification. The application submitted by the petitioner along with the enclosures also verified and found that there is no document showing the age and the educational qualification of the petitioner. Therefore, there is no merit in the claim of the petitioner that his application is complete in all respects and is eligible for being considered for allotment of the retail out let.

In that view of the matter, there is no merit in the writ petition and the same is accordingly dismissed. No costs.

S. ANANDA REDDY, J.

DATED: 12th July, 2005

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Copy to:

1. The Chairman and Managing Director,
   Bharat Petroleum Corporation Ltd.,
   Bharat Bhavan, 4 &6, Currimbhoy road,
   Ballard Estate, Mumbai-4001 001.
2. The General Manager (Retail),
   Bharat Petroleum Corporation Ltd.,
   Southern Region, No.1, Ranganatha Gardens,
   Anna Nagar (West), Chennai-40.

3. The Area Marketing Manager,
   Bharat Petroleum Corporation Ltd.,
   No.45-A, Sarojani devi Road,
   Secunderabad-500 003.

4. The Territory Manager, (Retail),
   Bharat Petroleum Corporation Ltd.,
   24,1628, 1st Floor, S.M.Towers,
   Dargamitta, Nellore0-524 003

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